

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Richard Postrel  
Serial No.: 10/809,185 Examiner: S. Meinecke Diaz  
Filing Date: March 25, 2004 Group Art Unit: 3692  
Title: **METHOD AND SYSTEM FOR ISSUING, AGGREGATING AND  
REDEEMING MERCHANT LOYALTY POINTS WITH AN ISSUING  
BANK**

Office of Petitions  
Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION FOR ACCEPTANCE OF UNINTENTIONALLY DELAYED CLAIM FOR  
BENEFIT OF EARLIER FILED APPLICATION UNDER 37 CFR 1.78(a)(3)**

Applicant hereby petitions for acceptance of an unintentionally delayed claim for the benefit of an earlier filed application. The reference to said application as required by 35 USC 120 and 37 CFR 1.78(a)(2) is submitted in the Amendment filed herewith. The surcharge set forth in 37 CFR 1.17(t) is enclosed herewith. The entire delay between the date the claim was due under 37 CFR 1.78 (a)(2)(ii) and the date the claim is being filed was unintentional.

Date: February 17, 2009

Respectfully submitted,

/arbarkume/

Anthony R Barkume  
Reg No 33,831

20 Gateway Lane  
Manorville, NY 11949  
631-259-9099